

Fresno, California

May 12, 2011

The City Council met in regular session at the hour of 9:05 a.m. in the Council Chamber, City Hall, on the day above written.

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| Present: | Oliver Baines III | Councilmember |
| | Andreas Borgeas | Councilmember |
| | Clinton Olivier | Acting Council President |
| | Sal Quintero | Councilmember |
| | Blong Xiong | Councilmember |
| | Larry Westerlund | Councilmember |
| | Lee Brand | Council President |

Mark Scott, City Manager
Bruce Rudd, Assistant City Manager
Jim Sanchez, City Attorney
Becky Klisch, City Clerk
Yolanda Salazar, Assistant City Clerk

Councilmember Quintero gave the invocation and President Brand led the Pledge of Allegiance.

PROCLAMATION OF “FRESNO STATE NATIONAL COLLEGIATE CHAMPION BOWLING TEAM DAY”

PROCLAMATION OF “TEEN PREGNANCY PREVENTION MONTH” – COUNCILMEMBERS BAINES AND XIONG

PROCLAMATION OF “ST. BALDRICK’S DAY” – PRESIDENT BRAND

PROCLAMATION OF “CARES ENOUGH TO WEAR PINK DAY”

PROCLAMATION OF “PETE ROCCO DAY” FOR 50 YEARS OF CITY SERVICE

The above Proclamations were read and presented.

LETTER OF COMMENDATION TO LEADERSHIP FRESNO CLASS 27 FOR ITS COMMUNITY GARDEN SERVICE PROJECT

Presented **(2 – 0)**.

PRESENTATION OF P.R.I.D.E. TEAM CERTIFICATES FOR THE SPRING QUARTER

Employees honored were Gregory Simonov of the Airports Department; Tina Griffin of the City Attorney’s Office; Katie Stevens of the City Clerk/City Manager/Council/Mayor Offices; Edward Smith and Carlos Duarte of the DARM Department; Jenny Wilhelm, Yvonne Diaz and Andrea Walls of the Finance Department; Martin Klomanbaerselman, Richard Willard and Terri Meiss of the Fire Department; Gary Unruh of the Information Services Department; Manuel Hernandez and Theresa Milavich of the PARCS Department; Sandra Chavez-Martin of the Personnel Services Department; Dave Desoto, Ruben Barajas, Virg Galvan and Ray Sellick & Canine Q from the Police Department; Bruce Robinson and Helen Cordero of the Transportation Department; Chris Weibert, Chris Jones, Patricia Diep, Ben Sanchez and Juan Flores from the Public Utilities Department; and Tim Taylor, Pete Caldwell and JoVonte Brewer of the Public Works Department. A reception for the employees was held immediately following the presentation.

RECESS – 10:35 A.M. – 10:49 A.M.

APPROVE MINUTES OF MAY 5, 2011:

On motion of Acting President Olivier, seconded by Councilmember Westerlund, duly carried, RESOLVED, the minutes of May 5, 2011, approved as submitted.

COUNCIL MEMBER REPORTS AND COMMENTS:

Acting President Olivier reported on his participation in the Rail Safety Community Coalition and advised September was going to be designated "Rail Safety Month" due to the central valley's very real problem with trains/rail safety and further elaborated.

Councilmember Xiong commended Brian Russell and his streets crew for the tremendous work done on sidewalks at Dakota and Teilman Avenues in a tight time frame.

President Brand thanked Brian Jones for organizing the Mall to Mall Bike Ride, in which he and Acting President Olivier participated in, and also thanked the police department for their traffic work/clearing the route.

Councilmember Quintero reported he attended a luncheon on Saturday at Tornino's wherein LaVera Williams was honored and presented with a City proclamation along with a congratulatory letter from Michele Obama and added Ms. Williams was very deserving of the recognition.

APPROVE AGENDA:

(1-F) RESOLUTION – INTENT TO ANNEX A PORTION OF FINAL TRACT NO. 5838, LOCATED ON THE NORTH SIDE OF COPPER RIVER DRIVE BETWEEN CEDAR AND MAPLE AVENUES, AS ANNEXATION NO. 43 TO CFD NO. 11, AND SETTING THE REQUIRED PUBLIC HEARING FOR JUNE 16, 2011

Removed from the agenda/to be rescheduled.

(10:15 A.M.) REGULAR OF THE REDEVELOPMENT AGENCY:
APPROVE MINUTES OF MAY 5, 2011

~and~

(‘A’) AGENCY ACTIONS RELATING TO THE REHABILITATION OF A SINGLE-FAMILY HOME LOCATED AT 129 N. COLLEGE AVENUE IN THE FREEWAY 99/GOLDEN STATE CORRIDOR REDEVELOPMENT PROJECT AREA

#1 ADOPT FINDING OF A CATEORICAL EXEMPTION PURSUANT TO CEQA

#2 APPROVE A JOINT AGREEMENT BETWEEN THE RDA AND THE STATE CENTER COMMUNITY COLLEGE DISTRICT FOR PARTICIPATION IN A RECONSTRUCTION PROGRAM FOR THE REHAB PROJECT

#3 APPROVE A SERVICES AGREEMENT BETWEEN THE RDA AND C.U.R.E. FOR CONSTRUCTION CONTRACTING AND CONSULTANT SERVICES

The minutes were laid over to the next RDA meeting, and Item ‘A’ was removed from the agenda by staff, to be rescheduled. Chair Westerlund advised the reason for the removal was because the HCDC did not consider the item (before Council consideration as required) due to lack of a quorum.

(SPECIAL MEETING NOTICE/ADD-ON) APPPROVE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF FRESNO AND THE FRESNO-CLOVIS CONVENTION AND VISITOR’S BUREAU (CVB) FOR DISTRIBUTION OF TOURISM BUSINESS IMPROVEMENT DISTRICT (TBID) FUNDS

President Brand announced the addition of the subject MOU TBID item which he stated would be heard under General Administration.

On motion of Acting President Olivier, seconded by President Brand, duly carried, RESOLVED, the **AGENDA** hereby approved, as amended, by the following vote:

Ayes : Baines, Borgeas, Olivier, Quintero, Xiong, Westerlund, Brand
Noes : None
Absent : None

ADOPT CONSENT CALENDAR:

Councilmember Westerlund registered a “no” vote on Item **1-B**, and Councilmembers Borgeas and Quintero pulled Item **1-B** from the Consent Calendar for separate discussion and action.

(1-A) APPROVE A ONE-YEAR AGREEMENT WITH CARY PARK LITTLE LEAGUE ALLOWING PRORITY LEAGUE ACCESS TO THE YOUTH BASEBALL FIELD AT CARY PARK FOR GAMES AND PRACTICES IN EXCHANGE FOR MAINTENANCE SERVICES TO THE BASEBALL FIELD

(1-C) ADOPT FINDING OF A CATEGORICAL EXEMPTION PURSUANT TO CEQA (EXISTING FACILITIES AND IN-FILL DEVELOPMENT PROJECT) FOR ACQUISITION OF A VACANT SINGLE-FAMILY HOME AT 386 N. PARK AVENUE
#1 AUTHORIZE PURCHASE OF THE HOME (APN 459-133-24) FROM RALPH AND JANET HOVANNISIAN, IN THE AMOUNT OF \$69,900 IN HOME PROGRAM FUNDS, AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE PURCHASE AND SALE AGREEMENT AND RELATED PURCHASE DOCUMENTATION

(1-D) APPROVE A TIME EXTENSION FROM DECEMBER 30, 2010, TO SEPTEMBER 15, 2011, TO THE ARRA (CDBG-R) FUNDED AGREEMENT BETWEEN THE CITY OF FRESNO AND FUND, INC., FOR THE REHABILITATION OF HOMES IN THE LOWELL NEIGHBORHOOD

(1-E) RESOLUTION NO. 2011-87 – AUTHORIZING THE CITY MANAGER AND/OR DIRECTOR OF TRANSPORTATION TO FILE APPLICATIONS FOR, AND ACCEPTANCE AND EXECUTION OF, ALL DOCUMENTS AND INSTRUMENTS RELATING TO STATE TRANSPORTATION ASSISTANCE AUTHORIZED BY PROPOSITION 1B, SB88, AND OTHER STATE LAW ADMINISTERED BY THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY OR THE CALIFORNIA DEPARTMENT OF TRANSPORTATION

On motion of Acting President Olivier, seconded by President Brand, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes : Baines, Borgeas, Olivier, Quintero, Westerlund, Xiong, Brand
Noes : None
Absent : None

(CONTESTED CONSENT CALENDAR:

(1-B) ADOPT FINDING OF CATEGORICAL EXEMPTION PURSUANT TO CEQA (EXISTING FACILITIES) FOR A COOPERATIVE AGREEMENT BETWEEN THE CITY OF FRESNO AND KB RESALE PROPERTIES AND KB HOME SOUTH BAY

#1 APPROVE **(a)** A COOPERATIVE AGREEMENT WITH KB RESALE PROPERTIES AND KB HOME SOUTH BAY; **(b)** THE CONDITIONAL RELEASE OF A STATEMENT OF COVENANTS AFFECTING LAND DEVELOPMENT FOR TEMPORARY STORM DRAINAGE FACILITIES FOR TRACT NO. 5235; and **(c)** THE CONDITIONAL RELEASE OF A STATEMENT OF COVENANTS AFFECTING LAND DEVELOPMENT FOR LANDSCAPING AND MAINTAINING AN OFF-SITE OPEN SPACE FACILITY FOR TRACT NO. 5235; AND AUTHORIZE THE ASSISTANT CITY MANAGER OR DESIGNEE TO SIGN ALL REQUIRED DOCUMENTS, INCLUDING THE COOPERATION AGREEMENT AND COVENANT RELEASES, ON BEHALF OF THE CITY

(3 – 0) Supervising Engineering Technician Vanderford, ACM Rudd and Construction Engineer Kassabian responded to questions and comments of Councilmember Borgeas relative to whether KB Homes was required to construct a park, if KB was asking the City to take over the park site, if the City would be doing the improvements to the five acres, concerns relative to KB originally being obligated to construct a one acre park/KB giving the City four extra acres as a

sweetener/the City assuming the responsibility for park maintenance, if the land would be left in its current state, if the \$72K would be put into escrow and be specifically designated for maintenance, concern with taking on a responsibility when the City is trying to unload a lot of park maintenance responsibilities, and if this proposal was an exception.

Councilmember Westerlund thanked staff for meeting with him and presented comments/questions/concerns which included KB agreeing to build and maintain the 2+ acres in perpetuity, KB turning the temporary ponding basin into home sites once permanent facilities went in, ponding basins being left as holes in the ground garnering mosquitoes a lot of times, why the 2+ acres were not included as part of the subdivision, why a CFD was not done, if it was possible to do a CFD, if KB would be held to building and maintaining the 2+ acres if covenants are not released, if a larger neighborhood park could be built versus a smaller pocket park, the collector streets and why a neighborhood park would be desired at that site, concern with land banking, the area not being the best area for a neighborhood park, and reluctance to release the covenants, with Mr. Kassabian and City Engineer Mozier responding to questions and clarifying issues throughout. Upon questions of Councilmember Baines and Borgeas Mr. Rudd clarified the City could move forward with the covenant as is and require KB to build and maintain a small pocket park, the City could land bank the larger site in anticipation of future development when the economy turns around, southeast Fresno was lacking in green space and there was a need for a larger park to service that area, green space helps attract buyers to neighborhoods, the \$72K would cover the ability to maintain that asset over 20 years, there was an option for a CFD, the \$72K would cover the land in its bare form, and it would be quite a while before the City goes in and constructs the facility.

Councilmember Quintero spoke in support of the proposal stating KB would construct off-site improvements, Districts 3 and 5 had the lowest amount of green space and it made sense to look at land banking, the City would be able to construct the park facility a lot sooner when the economy improves as southeast was the direction for new growth, maintenance of the property would be covered for over 28 years, it made sense to have 5+ acres versus 2.8, and the value in the area would increase. Councilmember Westerlund pointed out this park site was less than half a mile from the 49-acre USDA property that is proposed for a major regional park, with Mr. Rudd stating that might not be any different from comparing Selma Layne or Todd Beamer parks to Woodward Park and further explained. Upon question of Acting President Olivier KB representative Zack Gomes stated KB budgeted \$350K at this point for the off-site improvements and further elaborated. A motion and second was made to approve staff's recommendation. President Brand stated in evaluating the pluses and minuses this was clearly a plus stating the City was getting three additional acres at \$50K to \$100K an acre value-wise, \$350K in off-site improvements would be made, and the \$72K that would be placed in escrow was more than adequate to cover over 20 years of maintenance.

On motion of Councilmember Quintero, seconded by Acting President Olivier, duly carried, (1) the subject CEQA Finding hereby adopted, (2) a Cooperative Agreement with KB Resale Properties and KB Home South Bay hereby approved; (3) the conditional release of a Statement of Covenants Affecting Land Development for Temporary Storm Drainage Facilities for Tract No. 5235 authorized; (4) the conditional release of a Statement of Covenants Affecting Land Development for landscaping and maintaining an off-site open space facility for Tract No. 5235 authorized; and (5) the Assistant City Manager or designee(s) authorized to sign all required documents, including the Cooperation Agreement and Covenants, by the following vote:

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| Ayes | : | Baines, Borgeas, Olivier, Quintero, Xiong, Brand |
| Noes | : | Westerlund |
| Absent | : | None |

(SPECIAL MEETING NOTICE/ADD-ON) APPROVE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF FRESNO AND THE FRESNO-CLOVIS CONVENTION AND VISITOR'S BUREAU (CVB) FOR DISTRIBUTION OF TOURISM BUSINESS IMPROVEMENT DISTRICT (TBID) FUNDS

Deputy City Manager Zieba stated this was somewhat of an urgent item for the CVB and reviewed the issue, all as contained in the staff report as submitted.

Layla Forstedt with the CVB stated the CVB and their legal counsel were not aware an MOU was needed adding they assumed the necessary agreement would have been the TBID, with City Attorney Sanchez stating this agreement, which sets forth the parameters, was required by both State law and the Management Plan.

Acting President Olivier questioned the reason for the late item with Ms. Zieba apologizing for the lateness and explaining just last Friday the City was going to disburse the check to the CVB but it was discovered an extra agreement was needed, stated after discussion among staff it was decided the “special meeting” was the best route to go as there was an immediate need at the CVB for these funds, and thanked the City Attorney’s office for getting this MOU out quickly stating staff worked in a short time frame.

A motion and second was made to approve staff’s recommendation. Upon questions of President Brand Ms. Zieba confirmed the City collects the assessments, disburses the funds to the CVB, and will charge the CVB a small administrative fee to cover the cost. President Brand spoke briefly to the background of the CVB, to it being under-funded for years, and how the TBID came to be, and stated the TBID was a good alternate to promote tourism and generate revenue. Ms. Zieba also clarified the City had nothing to do with the formation of the TBID other than being the entity that held the public hearing and approved its establishment and added over 80% of the hoteliers approved the petition and formation.

On motion of Councilmember Westerlund, seconded by Councilmember Quintero, duly carried, RESOLVED, the subject MOU allowing the City to legally disburse TBID funds collected from January through April 2011, to the Fresno-Clovis Convention and Visitor’s Bureau (CVB) hereby approved, by the following vote:

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| Ayes | : | Baines, Borgeas, Olivier, Quintero, Westerlund, Xiong, Brand |
| Noes | : | None |
| Absent | : | None |

(9:00 a.m. “A”) AUTHORIZE (1) AMENDMENT TO THE CONSULTANT AGREEMENTS WITH HF&H CONSULTANTS LLC, IN AN AMOUNT NOT TO EXCEED \$100,000, RELATING TO THE ROLL-OFF COLLECTION FRANCHISE SYSTEM AND VARIOUS OTHER SOLID WASTE TRANSFER STATION AND LANDFILL PROGRAMS AND NEGOTIATIONS, AND (2) EXECUTION OF DOCUMENTS

Public Utilities Director Wiemiller reviewed the issue and recommended approval, all as contained in the staff report as submitted.

Marina Magdaleno, representing Local 39, expressed concerns relative to the City continuing to use taxpayer money to pay this consultant for the same work, the proposal to privatize roll-off collection, and amending the FMC to privatize residential.

Mr. Wiemiller responded to questions and comments of Councilmember Borgeas relative to the scope of work, what was included in “extra services”, if expanding the services was important and worth the price, if these services could not be done in-house, sole sourcing requirements/if this was an expansion of the current contract/if this could be considered a new consultant contract, if any of these funds could be used to revisit the commercial solid waste franchising issue **(4 – 0)**, and importance of clearly identifying a new contract from an extension and an expansion. Councilmember Westerlund made a motion to approve staff’s recommendation, which motion was seconded by President Brand.

Lengthy Council discussion ensued with Mr. Wiemiller, ACM Rudd and City Attorney Sanchez responding to questions, comments and/or concerns of Councilmembers Xiong, Olivier, Baines and Borgeas relative to the need for clarity on sole sourcing, how much was anticipated to be spent on this work, amount that will be paid to HF&H from these funds for their past work on commercial solid waste, how long the City has had a relationship with this consultant, what the reason(s) was for not going out with an RFP for this work, use of the same consultant/competition/getting a fresh perspective, if this consultant did work in the past on roll-off collection, concern with the possibility of setting aside a reserve and continuing work on the solid waste franchise agreement which Council rejected, need to make language clear that money paid to the consultant for their past work on commercial solid waste would only be to make them whole, desire for staff to return with a separate item if there is any future discussion on commercial solid waste and not tie that issue into this work/contract, amount paid to this firm in past couple of years, concern with just now hearing of additional uses for this money which are not listed in the staff report, amount/percentage going to the landfill and roll-off issues, what waste stream contracts were, confidence in city staff and belief that there is qualified in-house staff to do this work, support for paying the consultant for their past work on commercial waste but it being a waste of money to pay them for this work, if this was an extension or a new contract, if the consultant has already done work on roll-off collection, if staff could spend this money as they see fit if this is approved, sole sourcing and scope of work being legitimate concerns, what the new work entailed, and if this matter was time sensitive.

Councilmember Borgeas offered an amendment to the motion to continue this item one week so the staff report could be refined to clearly state what the original scope of work was and how it was being extended versus expanded. As the motion-maker Councilmember Westerlund stated this type of thing is done regularly and he was comfortable with staff's explanation, added he did not see the need to redraft anything and felt nothing would be gained, and relative to those who had concerns about whether this was headed to another look at privatizing commercial solid waste stated he believed that was what was ultimately going on around here. Mr. Rudd stated the whole mix and thought process around how the City manages its waste stream was something that needed further discussions, the market shifted and the City needed to look at how it now does business, and the roll-off was an absolute extension of an already approved agreement and expressed concern with a delay.

Upon question of Acting President Olivier for purposes of clarity Mr. Wiemiller responded if this request is approved Council would *not* be funding the on-going study of commercial solid waste privatization, reiterated the only piece contemplated in that area was making the consultant whole for their past work, and added if Council were to take some action directing staff to do some additional review work or analysis that this consultant could provide for there was room to do that under this contract but that was not at issue this date. Mr. Rudd further clarified if there is any direction/decision to use any of these dollars to explore other options or anything related to commercial waste staff would come back to Council to seek that authority. Brief discussion ensued and upon question Councilmember Westerlund included as a caveat to his motion that staff is to return to Council if they are going to use any of this money and consultant to explore privatization of commercial solid waste. President Brand concurred with the amended motion and commented on the issue stating this had nothing to do with privatization of commercial solid waste, the goal with the roll-off was to potentially make more money/provide lower rates/allow the City to develop a franchise fee, stated this was also to address on-going issues with Fresno County regarding landfills, and added based on previous work with the consultant and court decision the City made a lot of money. Councilmember Westerlund spoke briefly to the American landfill tipping fee challenge which resulted in tens of millions of dollars coming back to the ratepayers.

On motion of Councilmember Westerlund, seconded by President Brand, duly carried, RESOLVED, the amendment to agreements with H&HF LLC, in an amount not to exceed \$100,000, relating to the roll-off collection franchise system and various other solid waste transfer station and landfill programs and negotiations hereby approved, with the caveat that staff is to return to Council if they are going to use any of this money (and consultant) to explore privatization of commercial solid waste; and the City Manager, or designee, authorized to execute all necessary documents, subject to City Attorney approval as to form, by the following vote:

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| Ayes | : | Baines, Borgeas, Westerlund, Xiong, Brand |
| Noes | : | Olivier, Quintero |
| Absent | : | None |

LUNCH RECESS – 12:20 P.M. – 1:50 P.M. Councilmember Xiong was absent for the remainder of the meeting.

(9:15 A.M.) RESOLUTION NO. 2011-88 – AUTHORIZING THE LIMITED USE OF STANDARD GOLF CARTS ON INTERNAL ROADWAYS OF THE COPPER RIVER RANCH DEVELOPMENT (SURROUNDING OR PROXIMATE TO THE COPPER RIVER COUNTRY CLUB), IN ADDITION TO THE USE OF NEIGHBORHOOD ELECTRIC VEHICLES (NEVs) ALREADY PERMITTED AS LOW SPEED VEHICLES, PURSUANT TO CALIFORNIA VEHICLE CODE SECTION 21115

President Brand stated the resolution was self-explanatory and gave a brief overview, clarifying this would only apply to the Copper River development.

Councilmember Westerlund presented comments and concerns relative to safety, a recent accident involving a family member of his acquaintance who was hit by a truck while driving a golf cart and was now in a coma, and concern with City liability if this is officially sanctioned/authorized in the city, and upon his questions (1) City Attorney Sanchez stated under State law Council had the authority to make legislative findings to allow this type of use in golf course-type developments, as with any city street there is always the threat of the City being drawn into liability, to minimize the risk of liability Council could state on the record that the action being taken is consistent with the reasonable street safety standards/considerations and from the City's standpoint there are no dangerous conditions presented by the existence of golf carts on those streets, and there would not be any additional liability as the issue would revolve around whether there was a dangerous condition presented; and (2) Traffic Engineer Jones spoke to his experience with other jurisdictions and stated professionally it was his opinion that this would not create any new issues on the streets and the road widths presented in the proposed area adequately allowed for the use of golf carts at the same time as vehicles similar to

bike lanes on city streets. Additional discussion ensued on the need for signage **(5 – 0)**, with Mr. Jones, President Brand and Mr. Sanchez responding to questions posed and clarifying issues relative to regulations. Councilmembers Borgeas and Westerlund presented questions and comments relative to golf carts not being permitted on streets in the northwest area which contains a few golf courses, if residents close to a golf course could initiate a proposal for golf carts on streets, concurrence with the need for signage, if there were any streets in the northwest area with speed limits higher than 35 miles per hour, if the developer of Copper River could put up signs, and encouragement to staff to begin a process with the State to allow regulatory signs.

On motion of President Brand, seconded by Acting President Olivier, duly carried, RESOLVED, the above entitled Resolution No. 2011-88 hereby adopted, by the following vote:

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| Ayes | : | Baines, Borgeas, Olivier, Quintero, Westerlund, Brand |
| Noes | : | None |
| Absent | : | Xiong |

(10:00 A.M.) CONTINUED HEARING TO CONSIDER APPROVING THE REVERSION TO ACREAGE OF FINAL MAP OF TRACT NO. 4983, LOTS 1 THROUGH 53 INCLUSIVE, AT THE NORTHEAST CORNER OF N. CORNELIA AND W. DAKOTA AVENUES

#1 RESOLUTION NO. 2011-89 – APPROVING THE REVERSION TO ACREAGE OF THE FINAL MAP OF TRACT NO. 4983, LOTS 1 THROUGH 53 INCLUSIVE

President Brand announced the time had arrived to consider the issue and opened the hearing.

City Engineer Mozier reviewed the issue and recommended approval, all as contained in the staff report as submitted.

Upon call, no one wished to be heard and President Brand closed the hearing.

On motion of President Brand, seconded by Councilmember Baines, duly carried, RESOLVED, the above entitled Resolution No. 2011-89 hereby adopted, by the following vote:

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| Ayes | : | Baines, Borgeas, Olivier, Quintero, Westerlund, Brand |
| Noes | : | None |
| Absent | : | Xiong |

UNSCHEDULED COMMUNICATION:

Upon call no one wished to be heard.

CLOSED SESSION:

(‘A’) CONFERENCE WITH LEGAL COUNSEL/EXISTING LITIGATION – CASE NAME: CITY OF FRESNO V. COUNTY OF FRESNO, COUNTY BOARD OF SUPERVISORS, BIGELOW SILKWOOD FRIANT RANCH LP, ET. SEQ.

The City Council met in closed session in Room 2125 at the hour of 2:21 p.m. to consider the above matter and the meeting was adjourned thereafter.

ADJOURNMENT

There being no further business to bring before the City Council and hearing no objection, President Brand declared the meeting adjourned.

Approved on the ____ 19TH ____ day of ____ May ____, 2011.

_____/s/____ ATTEST:_____/s/____
Lee Brand, Council President Yolanda Salazar, Assistant City Clerk